

Local Rule 5-4 – Timing and Consequences of Electronic Filing

(a) Deadlines. A paper due on a particular day must be filed before midnight local time of the division where the case is pending.

(b) When Electronic Filing Is Completed. Electronic transmission of a paper to the Electronic Case Filing System consistent with these rules, together with the transmission of a notice of Electronic Filing from the court, constitutes filing of the paper for all purposes of the Federal Rules of Civil Procedure and the court's local rules.

(c) Consequences of Electronic Filing. When a paper has been filed electronically:

- (1)** it is deemed entered on the clerk's docket under Fed. R. Civ. P. 58 and 79;
- (2)** the paper's electronic recording stored by the court is the official record of the paper;
- (3)** the paper, as filed, binds the filing party;
- (4)** the notice of electronic filing for the paper serves as the court's date-stamp and proof of filing;
- (5)** transmission of the notice of electronic filing generated by the ECF system to an attorney's e-mail address constitutes service of the paper on that attorney; and
- (6)** no other attempted service will constitute electronic service of the paper.

(d) Service on Exempt Parties. A filer must serve a copy of the paper consistent with Fed. R. Civ. P. 5 on any party or attorney who is exempt from participating in electronic filing.

Note: Effective January 1, 2012, former Local Rule 5.8 becomes Local Rule 5-4.